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Attorneys for Plaintiffs

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF ALAMEDA

DANTE HENDERSON, an individual, on
behalf of himself, and on behalf of all persons
similarly situated,

Plaintiffs,

vs.

BIZON GROUP, INC. a California
corporation; and DOES 1 through 50, Inclusive;

Defendants.

Case No. HG21115170

**DECLARATION OF DANTE HENDERSON
IN SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION AND PAGA
SETTLEMENT**

Date: December 15, 2023

Time: 9:00 a.m.

Judge: Hon. Evelio Grillo

Dept.: 21

Reservation ID: 780156766364

1 I, DANTE HENDERSON, declare as follows:

2 1. I am over eighteen years of age and if called as a witness, I could and would competently
3 testify to the following facts from my own personal knowledge. I am the named Plaintiff in the above
4 wage and hour class action filed against BIZON GROUP, INC. (hereinafter "Defendant").

5 2. This declaration is being submitted in support of Plaintiffs' motion for Preliminary
6 Approval of Class Action and PAGA Settlement.

7 3. I believe that I am, have been, and will continue to represent the interests of the class
8 fairly and adequately. I have claims that are typical of the claims the Class Members that I am seeking
9 to represent.

10 4. I was employed by Defendant from August 2020 to approximately February 12, 2021,
11 as a non-exempt employee. During my employment, I was denied legally compliant meal and rest
12 periods, minimum wages and overtime compensation. Throughout my employment, I was subject to
13 Defendant's written policies and procedures.

14 5. Generally, my lawsuit claims that Defendant failed to pay for all time worked, failed to
15 provide compliant meal and rest periods, failed to furnish accurate itemized wage statements, and
16 failed to pay all wages upon separation.

17 6. I believe that my claims are typical of the claims of the Class Members that I am seeking
18 to represent because I was subject to the same alleged unlawful employment policies and practices at
19 issue in this action, including but not limited to, Defendant's failure to provide complaint meal and
20 rest periods, failure to furnish accurate itemized wage statements, failure to pay for all hours worked,
21 and failure to pay all wages when due. Factually, Defendant's policies and practices apply class wide,
22 and Defendant's liability can be determined by facts common to all members of the Class.

23 7. Further, there is no conflict between my interests and the interests of the class that I am
24 seeking to represent. My interests are entirely coextensive with the interests of the Class. I allege that
25 I was injured by the same company-wide policies and practices to which the proposed Class was
26 subjected and seek the same relief. I have already demonstrated my ability to advocate for the interests
27

1 of the Class by initiating this litigation, undertaking extensive class discovery, and evaluating the
2 proposed settlement to assure that it is fair.

3 8. I understood that at the time I filed this action, as a Class Representative, I owed a duty
4 to the putative class members to faithfully prosecute this action with their best interests at the forefront
5 of every decision. I understood that I could not make any decision in this action for the sole benefit
6 of my personal interest. I understood that in executing this duty, I might have been asked to sacrifice
7 my personal best interests for the benefit of the interests of the putative class members. Nevertheless,
8 I knowingly and voluntarily undertook this duty in order to provide the broadest possible relief for my
9 former co-workers for what I perceived to be Defendant's unlawful wage and hour practices. I believe
10 that I faithfully executed the duties of a Class Representative throughout this litigation and will
11 continue to do until this litigation is fully and finally resolved.

12 9. I believe that the proposed settlement before the Court is fair, reasonable, and adequate,
13 and made in the best interest of the Settlement Class Members. Consequently, I respectfully, and
14 humbly, ask the Court to grant preliminary approval of the Settlement and all of its terms.

15 I declare under the penalty of perjury under the laws of the State of California that the foregoing
16 is true and correct. Executed on November 10, 2023, at Concord, California.

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18 By: Dante Henderson (Nov 10, 2023 09:01 PST)
19 DANTE HENDERSON
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